

1 Vanessa R. Waldref
2 United States Attorney
3 Eastern District of Washington
4 Brandon L. Pang
5 Assistant United States Attorney
6 Post Office Box 1494
7 Spokane, WA 99210-1494
8 Telephone: (509) 353-2767

FILED IN THE U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

OCT 02 2024

SEAN F. McAVOY, CLERK
SPOKANE, WASHINGTON

9 UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF WASHINGTON

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 JORGE GARCIA,

15 Defendant.

INDICTMENT 4:24-CR-6027-MKD-1

Vios: 21 U.S.C. § 841(a)(1),
(b)(1)(B)(vi)
Possession with Intent to
Distribute 40 Grams or More of
Fentanyl
(Count 1)

18 U.S.C. §§ 922(g)(1),
924(a)(8)
Felon in Possession of a
Firearm
(Count 2)

21 U.S.C. § 853, 18 U.S.C.
§ 924, 28 U.S.C. § 2461
Forfeiture Allegations

24 The Grand Jury charges:

25 COUNT 1

26 On or about April 24, 2024, in the Eastern District of Washington, the

27 Defendant, JORGE GARCIA, knowingly possessed with intent to distribute 40

28 INDICTMENT – 1

1 grams or more of a mixture or substance containing a detectable amount of N-
2 phenyl-N-[1-(2-phenylethyl)-4-piperidiny] propanamide (a/k/a fentanyl), a
3
4 Schedule II controlled substance, in violation of 21 U.S.C.
5 § 841(a)(1), (b)(1)(B)(vi).
6

7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
COUNT 2

On or about April 24, 2024, in the Eastern District of Washington, the
Defendant, JORGE GARCIA, knowing of his status as a person previously
convicted of a crime punishable by imprisonment for a term exceeding one year,
did knowingly possess in and affecting commerce, a firearm, to wit: a Smith and
Wesson, .22 caliber revolver, bearing serial number CJZ4373, which firearm had
theretofore been transported in interstate and/or foreign commerce, in violation of
18 U.S.C. §§ 922(g)(1), 924(a)(8).

NOTICE OF CRIMINAL FORFEITURE ALLEGATIONS

The allegations set forth in this Indictment are hereby realleged and
incorporated by reference for the purpose of alleging forfeitures.

Pursuant to 21 U.S.C. § 853, upon conviction of an offense in violation of
21 U.S.C. § 841, as set forth in Count 1 of this Indictment, the Defendant, JORGE
GARCIA, shall forfeit to the United States of America, any property constituting, or
derived from, any proceeds obtained, directly or indirectly, as the result of such offense
and any property used or intended to be used, in any manner or part, to commit or to

1 facilitate the commission of the offense. The property to be forfeited includes, but is not
2 limited to:

- 3
4 - a Smith and Wesson, .22 caliber revolver, bearing serial number
5 CJZ4373; and loaded ammunition.

6 If any forfeitable property described above as a result of any act or omission of
7 the Defendant:

- 8
9 a. cannot be located upon the exercise of due diligence;
10 b. has been transferred or sold to, or deposited with, a third party;
11 c. has been placed beyond the jurisdiction of the court;
12 d. has been substantially diminished in value; or
13 e. has been commingled with other property which cannot be divided
14 without difficulty,
15

16 the United States of America shall be entitled to forfeiture of substitute property
17 pursuant to 21 U.S.C. § 853(p).
18

19 Pursuant to 18 U.S.C. § 924(d)(1) and 28 U.S.C. § 2461(c), upon conviction
20 of an offense in violation of 18 U.S.C. §§ 922(g)(1) and 924(a)(8), as set forth in
21 Count 2 of this Indictment, Defendant, JORGE GARCIA, shall forfeit to the
22 United States of America, any firearms and ammunition involved or used in the
23 commission of the offense, including, but not limited to:
24
25

26 //

27 //

28 //

1 - a Smith and Wesson, .22 caliber revolver, bearing serial number
2 CJZ4373; and loaded ammunition.

3 DATED this 2 day of October 2024.
4

5 A TRUE BILL

6
7
8
9
10 *Vanessa Waldref*

11 _____
12 Vanessa R. Waldref
13 United States Attorney

14 *Brandon L. Pang*

15 _____
16 Brandon L. Pang
17 Assistant United States Attorney
18
19
20
21
22
23
24
25
26
27
28